

Protective Order Committee
Judicial Conference of Indiana

Minutes
April 26, 2002

The Protective Order Committee met at the Indiana Judicial Center in Indianapolis on Friday, April 26, 2002, from 11:00 a.m. – 3:00 p.m.

1. Members present. Tammy Baitz, Linda Brown, David H. Coleman, Jeanne M. Hamilton, Chris D. Monroe, Jerry L. Ummel and John W. Forcum, Chair
2. Staff present. Jeffrey Bercovitz and Tom Jones provided the committee with staff assistance.
3. Others present. Senior Judge Ruth Reichard also attended the meeting.
4. Minutes approved. The committee minutes for March 22, 2002 were approved.
5. JTAC. Mr. Mark Scott, Division of State Court Administration was introduced to the committee. Mr. Bercovitz reported his agency received a grant for work in this area. He explained they would work to have information from protective orders transmitted electronically to the appropriate agencies.
6. H.E.A. 1232 - Indiana Civil Protective Order Act.
 - a. Judge Reichard distributed drafts of the following forms for the committee's review:
 - (1) Petition for an Order For Protection and Request for a Hearing
 - (2) No Contact Order While On Probation
 - (3) No Contact Order Upon Agreement to Withhold Prosecution/Pretrial Diversion
 - (4) No Contact Order Upon Pretrial Release
 - (5) Notice of Extension or Modification
 - (6) Confidential Form
 - (7) No Contact Order – CHINS
 - (8) No Contact Order – Delinquent
 - (9) No Contact Order – No Contact Order to Control Conduct of a Person in Relation to Child
 - b. The committee reviewed and revised the following forms from the March meeting: Ex Parte Order For Protection; and Verified Request for a Hearing.
 - c. Committee members agreed by consensus to ask the Supreme Court to require the use of all forms developed by the committee for the new statute to promote statewide uniformity. The first page of each order of protection, or cover sheet, will be the first page of every order of protection. They also agreed that if a form had portions that did not apply in a particular case (Ex: provisions about children in an order for protection if there are no children in the case) then a court could delete them from the form in the court's computer system for that case. They also agreed all forms should be on the website where the forms promulgated by the State Court Administrator's Office can be found.
 - d. In response to a question already posed, when corporations seek a Workplace Violence Restraining Order, the rules that govern the corporation's representation before that court should

apply. For example, if a corporation seeks a WVRO in a small claims court, then the small claims rules for representation by corporations should apply.

7. Next meeting dates. Committee members agreed meet at the following times: Friday, June 28, 2002 from 12:30 p.m. – 4:00 p.m.; Friday, July 26, 2002 from 12:30 p.m. – 4:00 p.m.; Friday, August 23, 2002 from 12:30 p.m. – 4:00 p.m.; Friday, October 25, 2002 from 12:30 p.m. – 4:00 p.m.; Wed., January 22, 2003 from 11:00 a.m. – 3:00 p.m.; and Wed., February 26, 2003 from 11:00 a.m. – 3:00 p.m. at the Indiana Judicial Center.

Respectfully submitted,

Jeffrey Bercovitz, Director
Juvenile and Family Law